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AP-206-B

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : **Peter Borochoy, et al.**
Title : **TRICYCLE**
Serial No. : **10/698,764**
Filing Date : **October 30, 2003**
Examiner : **Kevin Hurley**
Group Art Unit : **3611**

Mail Stop – Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22202-1450

AMENDMENT

In the Office Action dated July 19, 2004, for which a one-month extension of time is respectfully requested, the cost for which is to be charged to Account No. 13-1140, the Examiner required Applicant to select a single disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable.

In accordance with the Examiner's requirement, Applicant elects the species shown in Figs. 1 – 20, reserving the right to file a continuation/divisional application on the non-elected species. Further, in accordance with the Examiner's requirement, Claims 1 – 10 are readable on the aforesaid elected species of Figs. 1 – 20.

In view of the foregoing, Applicant respectfully requests an early action on the merits. If there is any question regarding the foregoing, the Examiner is respectfully requested to telephone contact Applicant's attorney as given below.

Dated: September 9, 2004

Respectfully submitted,

MALINA & WOLSON

By: 

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Certificate of Mailing Under 37 C.F.R. 1.10

I hereby certify that this correspondence is being deposited on the date shown below with the U.S. Postal Service, via First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, Mail Stop Amendment.


BERNARD MALINA

9/9/04
DATE

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